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IN THE UNITED STATES DISTRICT COURT FOR THE
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

UNITED STATES)	
)	
Plaintiff,)	
)	
v.)	Civil No. 03:07-cv-4762-PJH-JCS
)	
)	
CHARLES CATHCART <i>et al.</i>)	LETTER REQUESTING PERMISSION
)	TO APPEAR TELEPHONICALLY
)	AT HEARING OF FEBRUARY 12, 2010
)	
)	
Defendants.)	
)	

Counsel for the United States respectfully requests permission to appear telephonically at the hearing scheduled for February 12, 2010, regarding the United States' Second Motion for Default Judgment as to Derivium Capital USA (Doc. # 400). Derivium Capital USA has never entered an appearance in this matter. (*See* Docket.) No party filed has an opposition brief to the government's motion, which was required by this Court's order to be submitted by January 22, 2010. (*See* Doc. # 402).

1 If the government's request to appear telephonically is granted, counsel for the United
2 States, Nathan E. Clukey, may be contacted at the following telephone number: (202) 616-9067.

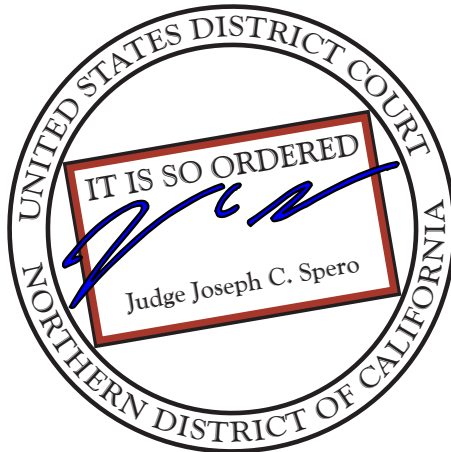
3
4 DATED: February 3, 2010.

5 Respectfully submitted,

6 JOSEPH P. RUSSONIELLO
7 United States Attorney

8 /s/ Nathan E. Clukey
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19 Dated: Feb. 4, 2010



CERTIFICATE OF SERVICE

IT IS HEREBY CERTIFIED that service of the United States' Letter Request has been made, this 3rd day of February, 2010, by filing the foregoing with the Clerk of the Court using the CM/ECF System, which will send notification of such filing to the following:

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